

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: NATIONAL FOOTBALL LEAGUE  
PLAYERS' CONCUSSION INJURY  
LITIGATION

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Kevin Turner and Shawn Wooden,  
*on behalf of themselves and others  
similarly situated,*

Plaintiffs,

v.

National Football League, et al.,

Defendants.

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THIS DOCUMENT RELATES TO:  
ALL ACTIONS

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)  
) MDL No. 2323

)  
) No. 2:12-md-2323-AB

)  
) **Hon. Anita B. Brody**

)  
) Civ. Action No. 14-00029-AB

**DECLARATION OF THOMAS V. GIRARDI IN SUPPORT OF PLAINTIFFS' SHORT  
FORM COMPLAINTS**

1. I am an attorney at law duly authorized to practice before all the courts of this state, and am a member of the law firm of Girardi|Keese, attorneys of record for Plaintiffs here. I have personal knowledge of the facts as set forth herein and could testify competently thereto if called upon as a witness. I make this declaration in support of Plaintiffs' late filed short form complaints.

2. On February 12, 2018, it came to my attention that 110 of the 118 short form complaints against Riddell we filed were only filed on the individual docket, and not on the MDL docket as required by this Court's order.
3. This mistake was inadvertently made.
4. Upon realizing the oversight, my staff re-filed 110 complaints in the MDL docket.
5. As of the filing of this declaration all of the 118 short form complaints against Riddell have been filed on the MDL and individual dockets.
6. All short form complaints were timely filed in the individual docket except for three.
7. Three short form complaints were filed in December 5, 2017. Those three are: William Glass, William Hayhoe II, and Edward Martin Jr. These complaints were originally filed by Locke Firm in 2012. As a result, Girardi Keese did not have a short form complaint on file for these three individuals. Upon cross-checking the MDL filings short form complaints were located. Upon finding the original short form complaints, new short form complaints were then filed to comply with this Court's order.
8. Defendant Riddell has suffered no prejudice by this delay since the original complaints were filed in approximately 2012 and indicated a cause of action against Defendant Riddell. In order to comply with this Court's 2017 order new short form complaints were again filed. All but three were timely filed, and the remaining three were filed one day late, December 5, 2017. There is no prejudice to Riddell based upon the original 2012 filing for all 118 short form complaints against Riddell.
9. To determine that these complaints were not timely filed due to these clerical oversights would result in substantial prejudice the Plaintiffs who made every attempt to comply with this Court's order.

10. Attached hereto as **Exhibit 1** is a list of the affected short form complaints and the date on which they were filed on the individual docket.
11. All of the 110 short form complaints were then refiled on the MDL docket on February 12, 2018, the day Plaintiffs' counsel learned of this error.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 13<sup>th</sup> day of February, 2018 in Los Angeles, California.

s/Thomas V. Girardi  
THOMAS V. GIRARDI

# **EXHIBIT 1**

#	Orginal File Date	LastName	FirstName	Spouse
1	12/4/2017	Alford	Michael	Patsy Alford
2	11/27/2017	Anderson Sr.	Roger	n/a
3	11/28/2017	Barnes	Lawrence	n/a
4	11/22/2017	Bates	Michael	n/a
5	11/22/2017	Beauchamp	Joseph	n/a
6	11/27/2017	Bell	Edward	n/a
7	11/22/2017	Booth	Brad	n/a
8	12/4/2017	Bowden	James W.	n/a
9	11/22/2017	Brewer	Dewell	n/a
10	11/28/2017	Brown	Booker	Jacqueline Brown
11	11/28/2017	Brown	Fred	Dina Brown
12	11/28/2017	Brown	Joseph	Jean Brown
13	11/28/2017	Buchanan	Junious	Georgia Buchanan
14	11/28/2017	Bukich	Rudolph	Patricia Bukich
15	11/28/2017	Byers	Norman	Stephanie Byers
16	11/22/2017	Cadigan	David	n/a
17	11/28/2017	Cesare	William	Lisa Becker Cesare
18	12/4/2017	Christenson	Brandon	n/a
19	11/22/2017	Collins	James	n/a
20	11/28/2017	Cook	Toi	Kristine Cook
21	11/28/2017	Cotney	Mark	Carol Cotney
22	11/28/2017	Cotton	Craig	n/a
23	11/22/2017	Crane	Darryl	n/a
24	11/22/2017	Cunningham	Sam	n/a
25	12/4/2017	Curtis	Anthony	n/a
26	11/27/2017	Davis	Ronald	n/a
27	11/28/2017	Dennis	Michael	Toni Dennis
28	11/28/2017	Dickinson	Parnell	Ernestine Dickinson
29	11/22/2017	Dirden	Johnnie	n/a
30	11/22/2017	Douglas	Hugh	n/a
31	11/22/2017	Droughns III	Reuben	n/a
32	11/22/2017	Dudley	Brian	n/a
33	11/27/2017	Duncan	Leslie Herbert "Speedy"	n/a
34	11/27/2017	Duren	Clarence	n/a
35	11/28/2017	Faison	Earle	n/a
36	12/4/2017	Farmer, II	Robert	n/a
37	12/4/2017	Farris	John	n/a
38	11/27/2017	Faryniarz	Brett	n/a
39	11/22/2017	Favorite	Marlon	n/a
40	11/28/2017	Feasel	Grant	Cydy Feasel
41	11/27/2017	Ferragamo	Vince	n/a
42	12/4/2017	FitzSimmons	Casey	n/a
43	11/22/2017	Gagliano	Bob	n/a

44	11/27/2017	Galigher	Edward	n/a
45	11/28/2017	Garrett	Alvin	n/a
46	11/27/2017	Germany	Willie	n/a
47	12/4/2017	Gibson	Reuben	n/a
48	11/22/2017	Gilmore	John	n/a
49	11/27/2017	Ginn	Hubert	n/a
50	11/22/2017	Gissinger	Andrew	n/a
51	12/5/2017	Glass	William	Mavis Glass
52	11/22/2017	Grant	Wilfred	n/a
53	12/4/2017	Guglielmi	Ralph	Linda Guglielmi
54	11/28/2017	Harrison	Bob	Barbara Harrison
55	12/5/2017	Hayhoe II	William	Deborah Hayhoe
56	12/4/2017	Hebert	Kyries	n/a
57	11/28/2017	Hudson	James	Lise Hudson
58	11/28/2017	Jackson	John	Ann Frances Jackson
59	11/28/2017	Jameson, Jr.	Michael	n/a
60	11/22/2017	Jaqua	Jon	n/a
61	11/28/2017	Johnson	Cecil	Octavia Little
62	11/27/2017	Johnson	Reginald	n/a
63	11/22/2017	Jones	Myron	n/a
64	11/27/2017	Kadish	Michael	n/a
65	11/27/2017	Kapp	Joe	n/a
66	11/28/2017	Lens	Gregory	Carolyn Lens
67	11/28/2017	Lowe	Paul	n/a
68	12/4/2017	Mahalic	Drew	n/a
69	12/4/2017	Mallory	Larry	n/a
70	12/5/2017	Martin Jr.	Edward R.	Michelke Patricia Gittens-Martin
71	11/27/2017	McCorvey	Kezarrick	n/a
72	11/27/2017	McKinley	Dennis	n/a
73	12/4/2017	Mickens	Ray	n/a
74	12/4/2017	Milks	John	n/a
75	12/4/2017	Mitchel	Eric	n/a
76	11/27/2017	Morton	Johnnie	n/a
77	11/27/2017	Myers	Thomas	n/a
78	11/28/2017	Norman	Pettis	Ivette Norman
79	11/28/2017	Osborne Jr.	Charles	Kathleen Bajgrowicz, Admin for Estate of Charles Osborne
80	12/4/2017	Overton	Jerry	n/a
81	11/27/2017	Peterson	Jim	n/a
82	11/27/2017	Petitti	Robert	n/a
83	11/27/2017	Petrich	Robert	n/a
84	11/27/2017	Phillips	Charles	n/a
85	11/27/2017	Pittman	Michael	n/a
86	12/4/2017	President	Andre	n/a
87	11/28/2017	Rademacher	William	n/a
88	11/27/2017	Ragsdale	George	n/a

89	11/27/2017	Reece	Daniel	Kimberly Reece
90	12/4/2017	Richards	David	n/a
91	12/4/2017	Robertson	Isiah	n/a
92	12/4/2017	Sampson	Ralph	Kathy Sampson
93	12/4/2017	Severson	Jeff	n/a
94	12/4/2017	Smith	Donnell	n/a
95	11/27/2017	Smith	Marvin	n/a
96	11/27/2017	Smith	Terrelle	n/a
97	11/28/2017	Solomon	Jesse	n/a
98	11/27/2017	Stalls	Dave	n/a
99	11/27/2017	Stokes	Timothy	n/a
100	11/28/2017	Wallace	Barron Steve	n/a
101	11/27/2017	Washington	James	n/a
102	11/28/2017	Wenzel	Ralph	Dr. Eleanor Perfetto
103	11/28/2017	Westmoreland	Richard	n/a
104	11/27/2017	Whitmyer	Nathaniel	n/a
105	11/27/2017	Wilks	Jimmy	n/a
106	11/27/2017	Williams	Eric	n/a
107	12/4/2017	Williams	Kyle	Kimberly Williams
108	12/4/2017	Williams	Mikell	n/a
109	11/27/2017	Williams	Roydell	n/a
110	12/4/2017	Williams	Walter	n/a

**CERTIFICATE OF SERVICE**

I hereby certify that I have, this day, electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to all counsel of record on this 13<sup>th</sup> day of February 2018.

/s/ Thomas V. Girardi  
GIRARDI | KEESE